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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent of:
DIU-HERCEND et al
Serial No.: 09/674,109
Filed: June 21, 2001
For: METHOD ...S.CERVISIAE

475 Park Avenue South
New York, N.Y. 10016
June 23, 2004

REQUEST FOR REFUND


Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants request that the filing fee of \$880.00 submitted with the Continued Prosecution Application on February 25, 2004 be credited to deposit account No. 02-2275 of the undersigned attorneys. The Patent Office, in the office action of June 3, 2004, refused entry of the CPA request as being improper. Therefore, the filing fee should be refunded to the deposit account of the undersigned attorneys.

Respectfully submitted,
Muserlian, Lucas and Mercanti

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Date of Deposit June 23, 2004
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CAM:ds
Enclosure